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SEP 20 2004

Appl. No. : 09/838,821
Applicant : Uckun
Filed : April 19, 2001
TC/A.U. : 1614
Examiner : Steele, S.

Confirmation No. 2823

Docket No. : 12152.77USD1
Customer No. : 23552

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on September 20, 2004.

By: Name: Teresa L. Kleven**REQUEST TO WITHDRAW HOLDING OF ABANDONMENT**

Mail Stop Petitions
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Notice of Abandonment mailed February 5, 2004, and faxed from Examiner Robinson on February 4, 2004, citing Applicant's failure to respond to the Office Action mailed May 23, 2003. Applicant respectfully submits that the holding of abandonment is in error and withdrawal of the abandonment is requested. Because the Office Action was mailed to different law firm and not to Merchant & Gould, as noted in the Revocation and Power of Attorney on record in the Application, Applicant never received the office action mailed on May 23, 2003.

Applicant's Representative states that the May 23, 2003 Office Action was not received by the Applicant, or the Applicant's Representative, until Examiner Robinson faxed it to the Applicant's Representative on February 4, 2004. Applicant's Representative searched the file jacket of the above referenced case and did not find a copy of the office action received, except the February 4, 2004 fax copy. As further evidence that the office action was not received by the Applicant's Representative until

February 4, 2004, a copy of the docket record for the above-referenced application is provided herewith. As seen there, there is no entries for the May 23, 2003 Office Action.

Further, the copy of the Office Action provided by the Examiner indicates on its face that it was mailed to the firm of Schwegman, Lundberg, Woessner & Kluth, and not to the undersigned firm. A Revocation and Power of Attorney Document changing the attorney of record from SLWK to Merchant & Gould was filed with the Divisional Application filing papers on April 19, 2001 (copies attached).

In view of this evidence, Applicant requests withdrawal of the holding of abandonment, and reinstatement of the instant application.

It is assumed that the petition fee of \$130.00 is not required in this case. However, if such fee is deemed to be required, it should be charged to the undersigned's Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903

Date: 15 September 2004



Denise M. Kettelberger
Denise M. Kettelberger, Ph.D.
Reg. No. 33,924

Enclosures

PCMaster Web Access Module - Patent Case Print

Docket Number : 12152.0077USD1
 Country : United States
 Case Type : Regular
 Relation Type : Division
 Filing Type : National
 Filing Number : D1
 Status : Filed

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FILING DATA

First Filing Date	: 6/30/1998	Sub Status Date	: 4/12/2001
Sub Status	: Pending	Parent Filing Date	: 6/30/1998
Parent Country	:	Parent Grant Date	:
Parent Number	:	Ind. Claims/Designs	: 000000000
Total Claims	: 000000000	Application Date	: 4/19/2001
Application Number	: 09/838821	Issue Date	:
Patent Number	:	Publication Date	:
Publication Number	:	Expiration Date	:
Assigned	:	Tax Base Date	:
Convention Type	:	Next Tax Date	:
Responsible Office	: MP		
Attorney	: DMK - DENISE M KETTELBERGER		
Attorney #2	: DMK - DENISE M KETTELBERGER		
Client	: PARKER HUGHES INSTITUTE		
Assignee	: PARKER HUGHES INSTITUTE		
Client Reference	:		

RELATED PARTY INFO

Associate	:	Agent Ref No	:
		Country of Origin	: US

ACTIONS

Action	Action Due Date	Completed Date	Action Notes
CLM PRIORITY-119/120	2/7/1999	2/7/1999	
Published	4/7/1999	4/7/1999	
IDS DUE	7/19/2001	7/19/2001	
Notice of missing parts - 2 Mo	8/28/2001	8/17/2001	
MPARTS 3	9/28/2001	8/17/2001	
Notice of missing parts - 4 Mo	10/28/2001	8/17/2001	
MPARTS 5	11/28/2001	8/17/2001	
Notice of missing parts - fina	12/28/2001	8/17/2001	
STATUS	2/17/2002	2/14/2002	
STATUS	5/17/2002	2/20/2002	

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STATUS	8/20/2002	8/20/2002	
STATUS	2/20/2003	2/19/2003	
STATUS	8/19/2003	8/18/2003	
REVIVE APPLN/PTA	1/23/2004	1/23/2004	
STATUS	2/19/2004	2/5/2004	
REVIVAL 6 MO	5/23/2004	5/21/2004	SEE NOT OF ABAN DATED 02/05/2004
FINAL REVIVAL	11/23/2004		INTERVIEW SUMMARY MAILED 2/5/2004
Small Entity Status			

CLIENT INFORMATION**EXPENSES****INVENTORS**

Inventor Name	Assignment Date
UCKUN FM	

OTHER NUMBER

Other Number Code	Other Number	Other Number Date
ADC	PO	7/2/2001

RELATED ID'S

System Code	Docket Number	Country	Case Type	Relation Type	Filing Type	Filing Number	Remarks
PA	12152.0077AUWO	Australia	Regular	Original Filing	Patent Cooperation Treaty	01	
PA	12152.0077CAWO	Canada	Regular	Original Filing	Patent Cooperation Treaty	WO	
PA	12152.0077EPWO	European Patent Convention	Regular	Original Filing	European Patent Case	WO	
PA	12152.0077HKEP	Hong Kong	Regular	Original Filing	European Patent Case	EP	
PA	12152.0077JPWO	Japan	Regular	Original Filing	Patent Cooperation Treaty	01	
PA	12152.0077USP1	United States	Provision Filing	Original Filing	National	P1	
PA	12152.0077USU1	United States	Regular	UTILITY BASED PROVISIONAL	National	U1	
PA	12152.0077WO01	Patent Cooperation Treaty	Regular	Original Filing	Patent Cooperation Treaty	01	

TITLE

METHOD FOR INHIBITING C-JUN EXPRESSION USING JAK-3 INHIBITORS

TEXT

Text Type	Text
RMK	DIV OF 09/345815 FILED 06/30/1999 WHICH IS A UPB OF 60/091150 FILED 06/30/1998

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Merchant & Gould

An Intellectual Property Law Firm

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Minneapolis, Minnesota
55402-3215 USA
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www.merchant-gould.comFax Transmission | September 20, 2004 SEP 20 2004

To: Commissioner for Patents	From: Denise M. Kettelberger, Ph.D.
Company: USPTO	Our Ref.: 12152.0077USD1
Your Ref: 09/838,821 - Uckun	Fax No.: 612.332.9081
Fax No.: 703.872.9306	Phone No.: 612.371.5268
Phone No.: 703.872.9305	Total Pages: <u>15</u>
State/Country: D.C./U.S.A.	E-Mail: dkettelberger@merchant-gould.com
Confirmation Via Mail: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Return Fax To: Lynnda Kraft 31.W12

Title of Documents Transmitted:

Fax Transmission (in duplicate); Request to
Withdraw Holding of Abandonment; Petition
for Extension of Time; and Amendment and
ResponseApplicant: Uckun
Serial No.: 09/838,821
Filed: April 19, 2001
Group Art Unit: 1653
Our Ref. No.: 12152.0077USD1

Please charge Deposit Account No. 13-2725 in the amount of \$55.00 to cover the required extension fee for a small entity. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

23552

PATENT TRADEMARK OFFICE

By: Denise M. Kettelberger
Name: Denise M. Kettelberger, Ph.D.
Reg. No.: 33,924

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Teresa L. Kieven

Signature

Date

9-20-04

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